

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6263

BILL NUMBER: SB 266

NOTE PREPARED: Feb 1, 2006

BILL AMENDED: Jan 26, 2006

SUBJECT: Confidentiality of Bariatric Surgery Reports.

FIRST AUTHOR: Sen. Miller

FIRST SPONSOR: Rep. T Brown

BILL STATUS: As Passed Senate

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: No Fiscal Impact

Summary of Legislation: (Amended) This bill specifies that a physician's duty to monitor a bariatric surgery patient for five years applies unless the physician is unable to locate the patient after a reasonable effort. The bill provides that a report made by a physician to the State Department of Health of a death or serious complication of a patient who had surgical treatment for the treatment of morbid obesity is confidential. It specifies that statistical reports compiled by the State Department from the reported information are subject to public inspection.

Effective Date: July 1, 2006.

Explanation of State Expenditures: This bill specifies that reports to the State Department of Health that are required to be filed by physicians who perform bariatric surgeries are confidential. Current law provides that these reports are public records and are subject to public inspection. The reports are required to contain the gender of the patient, the name of the physician that performed the surgery, the location where the surgery was performed, and information concerning the death or complication and the circumstances in which the death or complication occurred. This revision should have no fiscal impact on the state.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected:

Information Sources:

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